

## "RESPONSE UNDER 37 CFR 1.116-EXPEDITED PROCEDURE EXAMINING GROUP (7.53"



Docket No.: 197484US0

OBLON
SPIVAK
MCCLELLAND
MAIER
&
NEUSTADT
P.C.

ATTORNEYS AT LAW

RECEIVED

APR 1 1 2002

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ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

RE: Application Serial No.: 09/679,480

Applicants: Yasuo SUZUKI, et al.

Filing Date: October 5, 2000

For: ELECTROPHOTOGRAPHIC PHOTORECEPTOR

AND ELECTROPHOTOGRAPHIC IMAGE

FORMING METHOD AND APPARATUS USING

THE PHOTORECEPTOR

Group Art Unit: 1753 Examiner: J. DOTE

SIR:

Attached hereto for filing are the following papers:

Request for Reconsideration under 37 C.F.R. §1.116 Terminal Disclaimer

Our check in the amount of \$110.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,

MAIER & NEUSTADZ, P.C.

J. Derek Mason Attorney of Record Registration No. 35,270

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SERIAL NO: 09/679,480

WASHINGTON, D.C. 20231

IN THE UNITED SPATES PATENT AND TRADEMARK OFFICE

**GROUP ART UNIT: 1753** 

EXAMINER:

J. DOTE

FILED:

October 5, 2000

ASSISTANT COMMISSIONER FOR PATENTS

IN RE APPLICATION OF: Yasuo SUZUKI, et al.

FOR:

ELECTROPHOTOGRAPHIC PHOTORECEPTOR AND ELECTROPHOTOGRAPHIC IMAGE FORMING

METHOD AND APPARATUS USING THE PHOTORECEPTOR

TERMINAL DISCLAIMER

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SIR:

Now comes the undersigned, Attorney of Record in the present application, who avers as follows:

Ricoh Company Limited is the owner of the entire right, title and interest in and to the invention claimed and disclosed in the above-captioned patent application by virtue of assignment, said Assignment having been recorded in the U.S. Patent and Trademark Office at reel no. 011526, frame(s) 0505.

Ricoh Company Limited hereby disclaims the terminal part of any patent granted on the above-captioned application, which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 6,136,483, and hereby agrees that any patent so granted on said above-captioned application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,136,483, this agreement to run with any patent granted on the above-captioned application and to be binding upon the grantee, its successors or assigns.

Ricoh Company Limited does not disclaim any terminal part of any patent granted on the above-captioned application that would extend to the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 6,136,483 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

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Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

J. Derek Mason

Attorney of Record

Registration No.

35,270

(OSMMN 7/98)